

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

SCOTT A. DREW,

*Plaintiff,*

v.

KIM SMITH,  
et al.,

*Defendants.*

Civil Action No. 14-266 Erie

ORDER

**ORDER ADOPTING REPORT AND RECOMMENDATION**

The Court, having considered the Report and Recommendation of Magistrate Judge Susan Paradise Baxter, there being no objections thereto, and the balance of record, **HEREBY ORDERS:**

- (1) The Court **ADOPTS** the Report and Recommendation (ECF No. 121).
- (2) Plaintiff's Motion for Summary Judgment (ECF 100) is **DENIED**.

**IT IS SO ORDERED.**

DATED this 15th day of August, 2017.



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BARBARA J. ROTHSTEIN  
UNITED STATES DISTRICT JUDGE